

(3:10-3:50)

CIVIL CAUSE FOR TELEPHONIC CONFERENCEBEFORE JUDGE: IRIZARRY DATE: 10/26/06 TIME: 3:00 P.M.DOCKET NUMBER: 06-CV-574(DL)(JO)TITLE: Katz v. Mogus et al.COURTROOM DEPUTY: Christy Carosella CR/ESR: Gene Rudolph**APPEARANCES:**

FOR PLAINTIFF:

Shmuel Klein

FOR PLAINTIFF:

w/ TI Howard Katz

FOR DEFENDANT Mogus:

Joe Robert Mogus, pro se

FOR DEFENDANT:

All that Glitters, Inc.X

CASE CALLED.

X

COUNSEL FOR ALL SIDES PRESENT.

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COUNSEL FOR _____ NOT PRESENT.

X

TELEPHONIC CONFERENCE HELD.

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CASE MARKED READY FOR JURY/NON-JURY TRIAL ON _____.

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PARTIES ADVISE THE COURT THAT THE CASE HAS BEEN SETTLED.

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CASE DISCONTINUED WITHOUT PREJUDICE AND WITHOUT COSTS.

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ALL DISCOVERY TO BE COMPLETED BY _____.

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FURTHER STATUS CONFERENCE SCHEDULED FOR _____.

X

OTHER: The Court's concern relates to whether or not it has personal jurisdiction over Δ. Π shall file affidavit, as directed on the record, re: business mtgs/transactions btw Π & Δ. Π shall provide that documentation by 11/3/06; Δ shall respond by 12/4/06; Π's reply due 12/11/06. Δ's Motions to Dismiss (docs # 9, 10, 15, 17) are collectively dismissed at this time. Δ's Motion to Appoint Counsel (doc # 12) is denied. Δ has not demonstrated sufficient need for counsel on this civil case. The Clerk of the Court shall note Δ's proper phone # is (541) 929-5462.